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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/551,434	09/29/2005	Oliver Seeger	278057US0PCT	4450
22850 7590 10/10/2008 OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314				
EXAMINER				
LE, HOA T				
ART UNIT		PAPER NUMBER		
1794				
NOTIFICATION DATE		DELIVERY MODE		
10/10/2008		ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10551434	9/29/05	SEEGER ET AL.	278057US0PCT

OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C.
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EXAMINER

H. T., Le

ART UNIT PAPER

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Commissioner for Patents

The IDS filed June 12, 2008 has been considered. Foreign references listed as documents AM to AT are not being considered because they have already been considered along with the Notice of Allowance mailed in March 4, 2008. A copy of the initialed PTO-1449 is attached.

Examiner's Comments on NPL references:

The Kiehl article ("Encapsulated aluminium pigments) discloses a flake aluminum pigment coated with a silica of a thickness from 20-30 nm (Kiehl, page 180, second column, third paragraph) which thickness is well below the range required in the claimed invention. The Schmid article ("Luster Pigments with Optically Variable Properties") reports chromatic differences in a Al/SiO₂/Fe₂O₃ pigment system based on various silica thicknesses of from 300 nm to 460 nm. However, the difference is in relation to an outer coating of iron oxide. The language "consisting of" of the instant claims precludes a coating of iron oxide on silica.

Enclosure: Copy of initialed PTO-1449

H. (Holly) T. Le
Primary Examiner
Art Unit: 1794